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8 UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
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11 AUMINTRIUS DAMOUR GUNN,

12 Plaintiff,

13 v.

14 STANTON CORRECTIONAL
15 FACILITY, et al.,

16 Defendants.
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No. 2: 21-cv-0456 JAM KJN P

ORDER

18 Plaintiff is proceeding, pro se, with a civil rights action pursuant to 42 U.S.C. § 1983. For
19 the reasons stated herein, the June 29, 2021 order dismissing this action and judgment are
20 vacated.

21 On April 14, 2021, the magistrate judge dismissed plaintiff's complaint with thirty days to
22 file an amended complaint. (ECF No. 8.) Thirty days passed and plaintiff did not file an
23 amended complaint. On May 19, 2021, the magistrate judge recommended that this action be
24 dismissed. (ECF No. 10.) Plaintiff did not file objections to the findings and recommendations.
25 On June 29, 2021, the undersigned adopted the findings and recommendations and dismissed this
26 action. (ECF No. 12.) Judgment was entered. (ECF No. 13.)

27 On June 28, 2021, plaintiff filed a request for status. (ECF No. 11.) In the request for
28 status, plaintiff states that he was not at the location where his mail was being sent. Plaintiff

1 includes a new address and states that he is still pursuing this action.

2 Good cause appearing, IT IS HEREBY ORDERED that:

- 3 1. The June 29, 2021 order and judgment (ECF Nos. 12, 13) are vacated;
- 4 2. The Clerk of the Court is directed to re-serve plaintiff with the April 14, 2021 order
- 5 (ECF No. 8);
- 6 3. Plaintiff is granted thirty days from the date of this order to file an amended
- 7 complaint; failure to file an amended complaint within that time will result in the
- 8 recommendation of dismissal of this action.

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11 DATED: July 7, 2021

/s/ John A. Mendez

12 THE HONORABLE JOHN A. MENDEZ
13 UNITED STATES DISTRICT COURT JUDGE
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